

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

Dated this the 16th day of June 1998

B e f o r e

THE HON'BLE MR.JUSTICE CHANDRASHEKARAIAH

W.P.No:15661 of 1998

BETWEEN:

Sri.R.Thyagarajan, major,  
37 and 37/2, 26th cross,  
Kilari road, Chickpet,  
Bangalore.

... Petitioner;

(By Sri. S.G.Prabhakar )

AND:

1. The Commissioner,  
Bangalore Mahanagara Palike,  
J.C.Road, Bangalore-2.

2. The Health Officer  
Chickpet, Zonal Office,  
Bangalore Mahanagara Palike,  
Ward No.28, Bangalore-53.

... Respondents;

( By Sri.Muniyappa )

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Writ Petition is filed under Arts.226 and 227 of the Constitution praying to direct the respondents to consider the application filed by the petitioner for renewal of licence and to permit the petitioner to carry on business in spinning and sheeting machine with 8 HP power.

This petitioner coming on for preliminary hearing this day, the Court made the following:-

O R D E R

The petitioner is running a spinning and sheet drawing machine with 8 HP power after obtaining necessary licence from the Corporation. After the expiry of the

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said licence, the petitioner filed an application seeking for renewal of the licence on 28-5-1998 along with a pay order for a sum of Rs.240/- towards renewal fee. But the Corporation has not passed any order on the said application. The KEB has issued a notice stating that they would disconnect the power supply to the petitioner's premises if he does not obtain the licence and produce the same before it. Immediately after the said intimation, the petitioner has filed this petition.

2) When the petitioner filed the application for renewal of licence along with the necessary licence fee, it is the duty of the Corporation to dispose of the same. In the instant case, since the said application ~~has not been~~ <sup>has not been</sup> not considered, the petitioner has filed this petition seeking for direction for renewal.

3) Accordingly, writ petition is allowed. Direction is issued to the respondent Corporation to consider the application of the petitioner for renewal of licence filed on 28-5-1998 (Annexure-F). Till the application of the petitioner is considered and disposed of, the KEB is directed not to take steps to disconnect the electricity supply to the petitioners premises.

Sd/-  
JUDGE

